

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Docket No.: NISSL-3

In re Application of:)
THOMAS NISSL)
Int. Appl. No.: PCT/DE2004/002787)
Int. Filing Date: December 21, 2004)
For: APPARATUS FOR REDUCING THE DIAMETER OF A STENT)

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SIR:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the references listed on enclosed form PTO-1449 which were cited in the instant specification and in the International Search Report issued by the European Patent Office with regard to the corresponding International patent application No. PCT/DE2004/002787 respectively. Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

Copies of these references are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record.

This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.

This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.

This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.

This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.

This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.

This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.

The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:

That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

The fee of \$180.00 set forth in 1.17(p).

The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

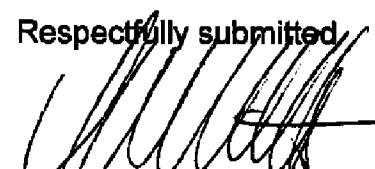
In order to satisfy the requirement under 37 C.F.R. §1.98(a)(3) for a concise explanation of the relevance of each item of information, applicant herewith submits a copy of the International Search Report. In addition, applicant notes with respect to any information that is not in English language as follows:

German Gebrauchsmuster DE 297 14 857 U1 describes an apparatus for shaping a lattice-like radially deformable pipe piece by means of a tongs-like tool. The apparatus includes a shaping body (12) which can be positioned between clamping jaws (92, 94) of the tool (10). The shaping body (12) is approximately tubular and has an axial inner passage (16) with a constant circular diameter. The walls of the shaping body (12) which radially enclose the inner passage (16) are sinuous in the circumferential direction, allowing the walls to be radially deformed and the inner passage (16) to be radially narrowed while maintaining a reduced circular diameter.

The above-identified application discloses and claims an invention patentable over this prior art. Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

Respectfully submitted,

By:


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Agent for Applicant
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